

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Prior Application Art Unit: 1617

Prior Application Examiner: Shengjun Wang

SIR:

This is a request for filing a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 10/413,217, filed April 15, 2003, of Sue Feng and Mohamed Kanji for METHODS OF DISPERSING AT LEAST ONE COLORING AGENT USING AT LEAST ONE HETEROPOLYMER, which is a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/971,028, filed October 5, 2001, of Mohamed Kanji, for METHODS OF USE AND OF MAKING A MASCARA COMPRISING AT LEAST ONE COLORING AGENT AND AT LEAST ONE HETEROPOLYMER.

1. ☒ Enclosed is a complete copy of the prior application, including the Declaration, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 10/413,217, as originally filed on April 15, 2003, which is incorporated herein by reference.
2. ☒ Cancel claims 4, 5, 7-27, 29-39, 41-46, 48-71, 73, 74, 76-79, 81-95, 99, 100, 102-122, 124-134, 136-141, 143-166, 168, 169, 171-174, and 176-190.
3. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 2 above.

Basic Application Filing Fee					\$770	\$ 770.00
	Number of Claims		Basic	Extra Claims		
Total Claims	20	-	20	0	x \$18	0.00
Independent Claims	2	-	3	0	x \$84	0.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	
Subtotal						\$ 770.00
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$ 770.00

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4. ☒ A check in the amount of \$770.00 to cover the filing fee is enclosed.
5. ☒ The Commissioner is hereby authorized to charge any fees which may be required, including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
6. ☒ Amend the specification by inserting before the first line the following new paragraph:  
  
--This is a continuation of Application No. 10/413,217, filed April 15, 2003, which is a continuation of Application No. 09/971,028, filed October 5, 2001, both of which are incorporated herein by reference.--
7. ☒ The prior applications are assigned of record to L'Oréal S.A., at Reel 012411, Frame 0820, recorded December 28, 2001.
8. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. 28,992; Barbara C. McCurdy, Reg. No. 32,120;

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9. ☒ The power appears in the original Declaration of the prior applications.
10. ☒ Information Disclosure Statement with PTO form 1449.
11. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**

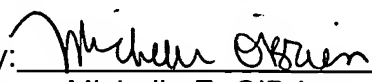
**PETITION FOR EXTENSION:** If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 10/413,217, filed April 15, 2003, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

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Dated: November 4, 2003

By:   
Michelle E. O'Brien  
Reg. No. 46,203